Notice of Allowability	Application No.	Applicant(s)
	10/564,535	TUKKER ET AL.
	Examiner	Art Unit
	Evelyn A. Lester	2873
The MAILING DATE of this communication appr All claims being allowable, PROSECUTION ON THE MERITS IS herewith (or previously mailed), a Notice of Allowance (PTOL-85) NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT R of the Office or upon petition by the applicant. See 37 CFR 1.313	(OR REMAINS) CLOSED in or other appropriate commits (IGHTS). This application is:	n this application. If not included unication will be mailed in due course. THIS
1. This communication is responsive to <u>7-11-07</u> .		
2. The allowed claim(s) is/are <u>1-7 and 10-14</u> .		
 3. Acknowledgment is made of a claim for foreign priority unally all blue blue blue blue blue blue blue bl	e been received. e been received in Application	on No
3. Copies of the certified copies of the priority do	cuments have been receive	d in this national stage application from the
International Bureau (PCT Rule 17.2(a)).	•	•
* Certified copies not received:		
Applicant has THREE MONTHS FROM THE "MAILING DATE" noted below. Failure to timely comply will result in ABANDONN THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.	of this communication to file //ENT of this application.	e a reply complying with the requirements
4. A SUBSTITUTE OATH OR DECLARATION must be subm INFORMAL PATENT APPLICATION (PTO-152) which give	nitted. Note the attached EXA es reason(s) why the oath o	AMINER'S AMENDMENT or NOTICE OF r declaration is deficient.
5. CORRECTED DRAWINGS (as "replacement sheets") must	st be submitted.	
(a) including changes required by the Notice of Draftspers		w (PTO-948) attached
1) hereto or 2) to Paper No./Mail Date	-	` '
(b) ☐ including changes required by the attached Examiner' Paper No./Mail Date	s Amendment / Comment o	r in the Office action of
Identifying indicia such as the application number (see 37 CFR 1 each sheet. Replacement sheet(s) should be labeled as such in t	.84(c)) should be written on t the header according to 37 CF	he drawings in the front (not the back) of FR 1.121(d).
 DEPOSIT OF and/or INFORMATION about the depo attached Examiner's comment regarding REQUIREMENT 	SIT OF BIOLOGICAL MATE FOR THE DEPOSIT OF BIO	ERIAL must be submitted. Note the DLOGICAL MATERIAL.
Attachment(s) 1. ☐ Notice of References Cited (PTO-892)	5 🗖 Notice of In	formal Patent Application
2. ☐ Notice of Draftperson's Patent Drawing Review (PTO-948)		ummary (PTO-413),
3. ☑ Information Disclosure Statements (PTO/SB/08),	Paper No.	/Mail Date Amendment/Comment
Paper No./Mail Date <u>5/07</u> 4. Examiner's Comment Regarding Requirement for Deposit		Statement of Reasons for Allowance
of Biological Material	9. 🗌 Other	
		EVELYN LESTER 1
		PRIMARY EXAMINER

REASONS FOR ALLOWANCE

1. The following is an examiner's statement of reasons for allowance:

The prior art does not show or fairly suggest the claimed invention of a beam shaping element, the optical device utilizing the beam shaping element, and their related methods, having the claimed structure and claimed limitations, wherein a rejection under 35 USC 102 or 103 would be improper. Please particularly note the combination of claimed elements and claimed limitations, including the reasons for indicating allowable subject given in the first office action, mailed on 4-11-07, on page 5, paragraphs 6-7.

Therefore, in light of the Applicants' arguments and/or amendments, the claimed invention is considered to be in condition for allowance as being novel and nonobvious over the prior art.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Drawings

2. The drawings were received on 1-12-06. These drawings are approved.

Application/Control Number: 10/564,535

Art Unit: 2873

Conclusion

Page 3

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Evelyn A. Lester whose telephone number is (571) 272-2332. The examiner can normally be reached on M-F, subject to an increased flex schedule.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ricky L. Mack can be reached on (571) 272-2333. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Evèlýn A. Lester Primary Examiner Art Unit 2873